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Attorneys for Plaintiffs and the Class

[Additional Counsel Listed on Signature Page]

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

MEGAN SCHMITT, DEANA
REILLY, CAROL ORLOWSKY, and
STEPHANIE MILLER BRUN,
individually and on behalf of
themselves and all others similarly
situated,

Plaintiffs,

v.

YOUNIQUE, LLC,

Defendant.

Case No. 8:17-cv-01397-JVS-JDE

**PLAINTIFF'S NOTICE OF MOTION
FOR CLASS CERTIFICATION**

*Filed Concurrently With
Memorandum of Points and
Authorities, Declaration of
Adam Gonnelli, Declaration of
Bonner Walsh, Declaration of
Donald M. May and Proposed
Order*

Date: October 15, 2018

Time: 1:30 p.m.

Complaint Filed: 8/17/17

Trial Date: 2/19/19

1 TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

2 PLEASE TAKE NOTICE that Plaintiffs hereby move the Court for entry of
3 an order certifying the proposed class and appointing Plaintiffs' attorneys as class
4 counsel.

5 Plaintiffs seek certification of California, Ohio, Florida, and Tennessee
6 classes, composed of the individuals who purchased one or more Yunique 3D
7 Fiberlash Mascara Products at any time during the applicable statute of limitations
8 period. Plaintiffs further request that this Court appoint Plaintiffs' attorneys, The
9 Sultzer Law Group, Walsh, PLLC, and Nye, Peabody, Stirling, Hale & Miller, LLP
10 as class counsel pursuant to Rule 23(g) of the Federal Rules of Civil Procedure.

11 This Motion is made pursuant to Rule 23 of the Federal Rules of Civil
12 Procedure, on the grounds that Plaintiffs meet the requirements for class
13 certification under Rules 23(a) and 23(b)(3), and is based on this Notice of Motion,
14 the accompanying Memorandum of Points and Authorities in Support of Class
15 Certification, declarations in support thereof, any oral argument that may be heard,
16 the complete files and record of this action, and such other and further matters as the
17 Court may properly consider.

18
19 Dated: August 1, 2018

NYE, PEABODY, STIRLING, HALE &
MILLER, LLP

20 By: /s/
21 Jonathan D. Miller, Esq.
22 Alison M. Bernal, Esq.

23 Dated: August 1, 2018

CARLSON LYNCH SWEET
KILPELA & CARPENTER, LLP

24 By: /s/
25 Ed Kilpela, Esq.
26

27 *Additional Signatures on Following Page*

1 Dated: August 1, 2018

THE SULTZER LAW GROUP P.C.

2 By: /s/
Adam Gonnelli, Esq.

3
4 Dated: August 1, 2018

WALSH, LLC

5
6 By: /s/
Bonner Walsh, Esq.

7
8 *Attorneys for Plaintiffs and the Class*